IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.6054-M of 2007

DATE OF DECISION: MARCH 8, 2007

Ajit Singh alias Jita and another

...PETITIONERS

VERSUS

The State of Haryana

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.Vikram Punia, Advocate,
for the petitioners.
Mr.S.S.Mor, Sr.DAG,Haryana.

...

The petitioners have filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.51 dated 3.6.2006 registered under Sections 302/201 IPC at Police Station GRP, Rohtak, District Rohtak.

I have heard the counsel for the parties and gone through the contents of the FIR.

Though initially the names of two accused Kala and Badi were mentioned in the aforesaid FIR, who alleged to have killed the deceased, but during investigation petitioners Ajit Singh alias Jita and Shiv Kumar were found involved in the crime and the challan was filed against them. The involvement of the petitioners was found on the basis of the statements of Bhim Singh, Surat Singh, Sikender and Karan Singh, and the extra-judicial confession made by the petitioners before one Khurshid Ahmad and the recovery effected on the disclosure statement of the petitioners. After examination of ten witnesses, the complainant filed an application under Section 319 Cr.P.C. for summoning Kala and Badi. The said application is pending before the court. At this stage, sixteen witnesses examined by the prosecution, including Bhim Singh, Surat Singh, Sikender and Karan Singh have fully supported the prosecution version.

In view of the aforesaid facts, at this stage I do not find any ground to grant regular bail to the petitioners.

Dismissed.

However, it will be open for the petitioners to apply for regular bail again after the decision of the application filed by the complainant for summoning the aforesaid two persons as accused under Section 319 Cr.P.C.

March 8, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE